

AMENDED

APPLICATION FOR PERMIT

Serial No. 10125

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN -9 1937
 Returned to applicant for correction AUG 24 1937
 Corrected application filed OCT 23 1937

The undersigned B. F. Baker and August Galvin

Name of applicant

of Mina, County of Mineral.

State of Nevada, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.) A co-partnership known as Baker and Galvin

1. The source of the proposed appropriation is a creek and springs and tributaries in what is locally known as Brewery Canyon.

Name of stream, lake, or other source

2. The amount of water applied for is 0.10 second-feet.

One second-foot equals 40 miners' inches

3. The water to be used for Stockwatering and domestic purposes.

Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:

in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 30, T. 5 N., R. 28 E., M.D.B.&M., at a point which bears S. 56° 37' W., 1803.82 feet from the NE Cor. of Sec. 30, T. 5 N., R. 28 E., M.D.B.&M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is _____

(b) Description of land to be irrigated _____

Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Use will begin about _____ and end about _____, of each year.

Month

Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is _____ horsepower.

(e) Works to be located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 30, T. 5 N. R. 28 E., M.D.B.&M.

Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.

(f) Point of return of water to stream _____

Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered 4000 sheep

(h) Use will begin about June 1st and end about Nov. 15th, of each year.

Month

Month

(i) Remarks Applicants and their predecessors have used this water for many years and claim vested rights thereby, which said vested rights are not waived by virtue of the filing of this application.

DESCRIPTION OF PROPOSED WORKS

Dam, pipeline and troughs.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$200.00

6. Estimated time required to construct works One year

7. Remarks Matilda Giraud had permit No. 5271 which covers practically
For use of applicant
the same water for which application is herein made, and these applicants
have succeeded to all of the Giraud rights in this locality.

E. F. Baker and August Galvin , Applicant.

By Harvey M. Payne.

Compared RMG-CT.

This sheet inspected

, Engineer.

Protested Dec. 9, 1937 by Henry Beerlin.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on

the source. The State reserves the right to regulate the use
of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount
which can be applied to beneficial use, and not to exceed 0.025

cubic feet per second, or sufficient to water 4,000 head of sheep.

Actual construction work shall begin on or before September 1, 1940

Proof of commencement of work shall be filed before October 1, 1940

Work must be prosecuted with reasonable diligence and be completed on or
before September 1, 1942

Proof of completion of work shall be filed before October 1, 1942

Application of water to beneficial use shall be made on or before
September 1, 1943. Proof of the application of water to beneficial
use must be filed with State Engineer on or before October 1, 1943

Perf Filed Oct 28 1937

Proof of commencement of work filed APR 7 1943 WITNESS MY HAND AND SEAL this 20th day

of March , 1940

Cancelled JAN 12 1944 before failure of
applicant to comply with provisions of this permit.

ALFRED MERRITT SMITH

State Engineer.

H.W. Reppert, Assistant State Engineer

State Engineer

By

Compared RMG-CT